

Message Text

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ORIGIN L-02

INFO OCT-01 EUR-08 ISO-00 CIAE-00 DODE-00 PM-03 INR-05

NSAE-00 NSC-05 PA-01 RSC-01 PRS-01 SP-02 SS-15

USIA-06 IO-04 ACDA-05 NIC-01 SAJ-01 /061 R

DRAFTED BY L/EUR:DHSMALL:MF

APPROVED BY EUR/CE SGEORGE

EUR/CE: RWBECKER

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R 21900Z OCT 74

FM SECSTATE WASHDC

TO AMEMBASSY BONN

INFO AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

USMISSION NATO

C O N F I D E N T I A L STATE 235559

E.O.11652: GDS

SUBJECT: PROPOSED BUNDESTAG COMMITTEE MEETING IN

BERLIN: AMENDMENT OF FRG BASIC LAW

REF: BONN 16663

1. DEPARTMENT ENDORSES DECISION OF BONN GROUP WITH REGARD TO BUNDESTAG COMMITTEE MEETING IN BERLIN. WE ARE SOMEWHAT SURPRISED THAT FRG REPS BASE INADMISSIBILITY OF BASIC LAW AMENDMENT AGENDA ITEM ON THEORY THAT BASIC LAW NOT APPLICABLE IN BERLIN. IN VIEW OF CONTRARY GERMAN LEGAL THEORY DEEPLY HELD IN SOME QUARTERS, AS WELL AS AMBIGUOUS ALLIED STATEMENT IN PARAGRAPH 2(C) OF KOMMANDATURA LETTER APPROVING BERLIN CONSTITUTION, WE WOULD HOPE DECISION TO EXCLUDE THAT AGENDA ITEM WILL BE PRESENTED WITHOUT RATIONALE OR WITH RATIONALE LIMITED TO POLITICAL INAD-
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VISABILITY OF SUCH AN AGENDA ITEM. WE WOULD NOT WISH
TO PROVOKE GERMAN POLITICAL DEBATE ON EXTENT TO WHICH
BASIC LAW IS APPLICABLE TO BERLIN AND LEGALITY OF BASIC
LAW AMENDMENT AGENDA ITEM UNDER QA. INGERSOLL

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NNN

*** Current Handling Restrictions *** n/a

*** Current Classification *** CONFIDENTIAL

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AMENDMENTS, COMMITTEE MEETINGS, LAW, MEETING AGENDA
Control Number: n/a
Copy: SINGLE
Draft Date: 21 OCT 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: shawdg
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE235559
Document Source: CORE
Document Unique ID: 00
Drafter: DHSMALL:MF
Enclosure: n/a
Executive Order: GS
Errors: n/a
Film Number: D740308-0561
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741087/aaaahet.tel
Line Count: 69
Locator: TEXT ON MICROFILM, TEXT ON-LINE
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 74 BONN 16663
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 30 APR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <30 APR 2002 by boyleja>; APPROVED <06 MAR 2003 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> jms 971105
Subject: PROPOSED BUNDESTAG COMMITTEE MEETING IN BERLIN: AMENDMENT OF FRG BASIC LAW
TAGS: PFOR, PGOV, GE
To: BONN
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005